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## Nonresident Withholding Installment Sale Agreement

597-C

Attach this form to the back of Form 597-A.

## Part I To be completed for an installment sale.

Name of transferor/seller	Social security number	FEIN
Name of transferee/buyer	Social security number	FEIN
Address of California real estate being sold	Adjusted basis of California real estate being sold	

## Transferor/Seller Agreement

As a condition to allow a modification to the withholding requirements under California Revenue and Taxation Code (R&TC) Section 18662, the transferor/seller agrees to do the following:

1. File California tax returns for the year of sale and any year in which principal payments are received on the note;
2. Make estimated tax payments that reflect the tax due on principal payments received; and
3. Notify the Franchise Tax Board (FTB), Withhold-at-Source Section, of any final payment or disposition of the note.

If the transferor/seller does not comply with the conditions of this agreement, the FTB has the authority to issue assessments, (including penalties and interest) and to enforce collection through, but not limited to, the use of orders to withhold, liens, etc., on the note held by the buyer or any other funds identified by the FTB.

Signature of transferor/seller

Date

Signature of transferor/seller

Date

## General Information

## When and Where to File This Form

Form 597-C, Nonresident Withholding Installment Sale Agreement, should be included with Form 597-A, Nonresident Withholding Waiver Request for Real Estate Sales, when a seller requests a reduced withholding amount or waiver based on the fact that the transfer is intended to be an installment sale or an exchange transaction with installment provisions.

For an installment sale of real estate, the transferor(s)/seller(s) must complete and sign Part I.

For an IRC Section 1031 exchange of real estate with an installment provision, the transferor(s)/seller(s) and intermediary must complete and sign Part II.

If there is more than one transferor/seller, each transferor/seller must sign the agreement.

To expedite processing you must include a copy of the installment note with your request.

Send completed Form 597-A, Form 597-C, a copy of the installment note and any questions to:

WITHHOLD-AT-SOURCE SECTION  
FRANCHISE TAX BOARD  
PO BOX 651  
SACRAMENTO CA 95812-0651

TELEPHONE (916) 845-4900  
FAX (916) 845-4831

For Privacy Act Notice, see form FTB 1131 (Individuals only).

Name of transferor/seller	<div> <div>Social security number</div> <div>FEIN</div> </div>
Name of transferee/buyer	<div> <div>Social security number</div> <div>FEIN</div> </div>
Name and address of intermediary	<div>Daytime telephone number of intermediary</div> <div>(       )</div>
Address of California real estate being sold	Adjusted basis of California real estate being sold
Address or location of replacement real estate	